Case 17-11326-TPA Doc 20 Filed 01/18/18 Entered 01/19/18 01:00:17 Desc Imaged

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Information to identify the case:					90 = 0. 0	
Debtor 1	Howard J. Beale			Social Security number or ITIN	xxx-xx-4347	
	First Name	Middle Name	Last Name		EIN	
Debtor 2 (Spouse, if filing)	First Name	Middle Name	Last Name		Social Security number or ITIN  EIN –	
United States Bank	cruptcy Court	WESTERN	DISTRICT OF PENNSYLV	ANIA	Date case filed for chapter 13	12/18/17
Case number: 17	7-11326-TP	4				

## Official Form 309I

## **Notice of Chapter 13 Bankruptcy Case**

12/17

For the debtors listed above, a case has been filed under chapter 13 of the Bankruptcy Code. An order for relief has been entered.

This notice has important information about the case for creditors, debtors, and trustees, including information about the meeting of creditors and deadlines. Read both pages carefully.

The filing of the case imposed an automatic stay against most collection activities. This means that creditors generally may not take action to collect debts from the debtors, the debtors' property, and certain codebtors. For example, while the stay is in effect, creditors cannot sue, garnish wages, assert a deficiency, repossess property, or otherwise try to collect from the debtors. Creditors cannot demand repayment from debtors by mail, phone, or otherwise. Creditors who violate the stay can be required to pay actual and punitive damages and attorney's fees. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although debtors can ask the court to extend or impose a stay.

Confirmation of a chapter 13 plan may result in a discharge. Creditors who assert that the debtors are not entitled to a discharge under 11 U.S.C. § 1328(f) must file a motion objecting to discharge in the bankruptcy clerk's office within the deadline specified in this notice. Creditors who want to have their debt excepted from discharge may be required to file a complaint in the bankruptcy clerk's office by the same deadline. (See line 13 below for more information.)

To protect your rights, consult an attorney. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below or through PACER (Public Access to Court Electronic Records at <a href="https://www.pacer.gov">www.pacer.gov</a>).

The staff of the bankruptcy clerk's office cannot give legal advice.

To help creditors correctly identify debtors, debtors submit full Social Security or Individual Taxpayer Identification Numbers, which may appear on a version of this notice. However, the full numbers must not appear on any document filed with the court.

Do not file this notice with any proof of claim or other filing in the case. Do not include more than the last four digits of a Social Security or Individual Taxpayer Identification Number in any document, including attachments, that you file with the court.

		About Debtor 1:	About Debtor 2:
1.	Debtor's full name	Howard J. Beale	
2.	All other names used in the last 8 years		
3.	Address	882 Hull Road Waterford, PA 16441	
4.	<b>Debtor's attorney</b> Name and address	Jeffrey G. Herman 114 High Street PO Box 455 Waterford, PA 16441	Contact phone 814–796–1987 Email: JeffreyHerman@Live.com
5.	Bankruptcy trustee Name and address	Ronda J. Winnecour Suite 3250, USX Tower 600 Grant Street Pittsburgh, PA 15219	Contact phone 412–471–5566  Email: cmecf@chapter13trusteewdpa.com
6.	Bankruptcy clerk's office Documents in this case may be filed at this address. You may inspect all records filed in this case at this office or online at www.pacer.gov.	U.S. Bankruptcy Court U.S. Courthouse, Room B160 17 South Park Row Erie, PA 16501	Hours open: Mon. – Fri. Pittsburgh Office: 9:00a.m. – 4:30p.m. Erie Office: 9:00a.m. – 4:30p.m. Contact phone 814–464–9740
			Date: 1/16/18

For more information, see page 2

Debtor Howard J. Beale

Case number 17–11326–TPA

7.	Meeting of creditors  Debtors must attend the meeting to be questioned under oath. In a joint case, both spouses must attend. Creditors may attend, but are not required to do so.	February 13, 2018 at 02:00 PM  The meeting may be continued or adjourned to a later date. If so, the date will be on the court docket.	Location: Bankruptcy Court Confe U.S. Courthouse, 17 Sou PA 16501	rence Room B110, th Park Row, Erie,				
8.	Deadlines The bankruptcy clerk's office must receive these documents and any	Deadline to file a complaint to challenge dischargeability of certain debts:	Filing deadline: 4/16/18					
r	equired filing fee by the following deadlines.	You must file:  a motion if you assert that the debtors are not entitled to receive a discharge under U.S.C. § 1328(f), or						
		<ul> <li>a complaint if you want to have a particular debt excepted from discharge under 11 U.S.C. § 523(a)(2) or (4).</li> </ul>						
		Deadline for all creditors to file a proof of claim Filing deadline: 2/26/18 (except governmental units):						
		Deadline for governmental units to file a proof of claim:	Filing deadline: 6/18/18					
		Deadlines for filing proof of claim:  A proof of claim is a signed statement describing a creditor's claim. A proof of claim form may be obtained at <a href="https://www.uscourts.gov">www.uscourts.gov</a> or any bankruptcy clerk's office.  If you do not file a proof of claim by the deadline, you might not be paid on your claim. To be paid, you must file a proof of claim even if your claim is listed in the schedules that the debtor filed.  Secured creditors retain rights in their collateral regardless of whether they file a proof of claim. Filing a proof of claim submits the creditor to the jurisdiction of the bankruptcy court, with consequences a lawyer can explain. For example, a secured creditor who files a proof of claim may surrender important nonmonetary rights, including the right to a jury trial.						
		Deadline to object to exemptions: The law permits debtors to keep certain property as exempt. If you believe that the law does not authorize an exemption claimed, you may file an objection.	conci	ays after the lusion of the ing of creditors				
9.	Filing of plan	The debtor has filed a plan. The plan is enclosed. The hearing on confirm 2/13/18 at 02:00 PM , Location: Bankruptcy Court Conference Rol Park Row, Erie, PA 16501		e, 17 South				
10	). Creditors with a foreign address	If you are a creditor receiving a notice mailed to a foreign address, extend the deadline in this notice. Consult an attorney familiar with questions about your rights in this case.						
11	l. Filing a chapter 13 bankruptcy case	Chapter 13 allows an individual with regular income and debts belo according to a plan. A plan is not effective unless the court confirm plan and appear at the confirmation hearing. A copy of the plan, if reference the confirmation hearing is not indicated on this notice, you will be adebtor will remain in possession of the property and may continue to court orders otherwise.	s it. You may object to confinate to confinate to sent to sent to sent notice of the confirmation	rmation of the you later, and if on hearing. The				
12	2. Exempt property	The law allows debtors to keep certain property as exempt. Fully exto creditors, even if the case is converted to chapter 7. Debtors mus You may inspect that list at the bankruptcy clerk's office or online at does not authorize an exemption that debtors claimed, you may file	st file a list of property claim www.pacer.gov. If you bel	ed as exempt. lieve that the law				
13	B. Discharge of debts	Confirmation of a chapter 13 plan may result in a discharge of debt However, unless the court orders otherwise, the debts will not be di are made. A discharge means that creditors may never try to collect as provided in the plan. If you want to have a particular debt except 523(a)(2) or (4), you must file a complaint and pay the filing fee in the you believe that the debtors are not entitled to a discharge of any of must file a motion. The bankruptcy clerk's office must receive the olexemptions in line 8.	scharged until all payments t the debt from the debtors ped from discharge under 11 ne bankruptcy clerk's office t their debts under 11 U.S.C	under the plan personally except U.S.C. § by the deadline. If C. § 1328(f), you				

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Certificate of Notice Page 3 of 3
United States Bankruptcy Court
Western District of Pennsylvania

In re:

Howard J. Beale
Debtor

Case No. 17-11326-TPA
Chapter 13

### **CERTIFICATE OF NOTICE**

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 18, 2018. db +Howard J. Beale, 882 Hull Road, Waterford, PA 16441-9021 aty +James Warmbrodt, KML Law Group, P.C., 701 Market Street, Suite 5000. Philadelphia, PA 19106-1541 +Ronda J. Winnecour, Suite 3250, USX Tower, 600 Grant Street, Pittsburgh, PA 15219-2702 +Cornerstone/AES, Attn: Bankruptcy, Po Box 2461, Harrisburg, PA 17105-2461 +KML Law Group, PC, Attorney Rebecca A. Solarz, Esq., 701 Market St - Suite 14746524 Attorney Rebecca A. Solarz, Esq., 701 Market St - Suite 5000, 14746525 Philadelphia, PA 19106-1541 Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. E-mail/Text: JeffreyHerman@Live.com Jan 17 2018 01:34:07 Jeffrey G. Herman, aty 114 High Street, PO Box 455, Waterford, PA 16441 E-mail/Text: RVSVCBICNOTICE1@state.pa.us Jan 17 2018 01:34:27 Pennsylvania Dept. of Revenue, smq Department 280946, P.O. Box 280946, ATTN: BANKRUPTCY DIVISION, Harrisburg, PA 17128-0946 +E-mail/Text: ustpregion03.pi.ecf@usdoj.gov Jan 17 2018 01:34:37 ust Office of the United States Trustee, Liberty Center., 1001 Liberty Avenue, Suite 970, Pittsburgh, PA 15222-3721 14746523 +EDI: PHINAMERI.COM Jan 17 2018 01:23:00 AmeriCredit/GM Financial, Po Box 183853, Arlington, TX 76096-3853 14746521 +EDI: IRS.COM Jan 17 2018 01:23:00 Internal Revenue Service, PO Box 7346. Philadelphia, PA 19101-7346 +EDI: PRA.COM Jan 17 2018 01:23:00 14747342 PRA Receivables Management, LLC. PO Box 41021. Norfolk, VA 23541-1021 +E-mail/Text: RVSVCBICNOTICE1@state.pa.us Jan 17 2018 01:34:27 14746522 Pennsylvania Department of Revenue, Department 280946, Harrisburg, PA 17128-0001 +E-mail/Text: jennifer.chacon@spservicing.com Jan 17 2018 01:35:09 14746526 Select Portfolio Servicing, Inc, Po Box 65250, Salt Lake City, UT 84165-0250 TOTAL: 8 \*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*

cr Deutsche Bank National Trust Company, as Trustee, cr\* +PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021

TOTALS: 1, \* 1, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 18, 2018 Signature: <u>/s/Joseph Speetjens</u>

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 16, 2018 at the address(es) listed below:

James Warmbrodt on behalf of Creditor Deutsche Bank National Trust Company, as Trustee, in trust for registered Holders of Long Beach Mortgage Loan Trust 2006-1, Asset-Backed Certificates, Series 2006-1 bkgroup@kmllawgroup.com

Jeffrey G. Herman on behalf of Debtor Howard J. Beale JeffreyHerman@Live.com,

sebaldhermancalendar@gmail.com;attorneyjeffreyherman@gmail.com;r59802@notify.bestcase.com
Jeffrey G. Herman on behalf of Plaintiff Howard J. Beale JeffreyHerman@Live.com,
sebaldhermancalendar@gmail.com;attorneyjeffreyherman@gmail.com;r59802@notify.bestcase.com
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov

Ronda J. Winnecour cmecf@chapter13trusteewdpa.com

TOTAL: 5